



Entered on Docket
October 06, 2006

Hon. Linda B. Riegler
United States Bankruptcy Judge

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Attorneys for the Official Committee of Equity Security Holders of
USA Capital Diversified Trust Deed Fund, LLC

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:
USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

In re:
USA CAPITAL REALTY ADVISORS, LLC,
Debtor.

In re:
USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC, Debtor.

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

In re:
USA SECURITIES, LLC,
Debtor.

Affects:

- ☐ All Debtors
- ☐ USA Commercial Mortgage Company
- ☐ USA Securities, LLC
- ☐ USA Capital Realty Advisors, LLC
- ☒ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA First Trust Deed Fund, LLC

Case No. BK-S-06-10725 LBR
Case No. BK-S-06-10726 LBR
Case No. BK-S-06-10727 LBR
Case No. BK-S-06-10728 LBR
Case No. BK-S-06-10729 LBR

Chapter 11

Jointly Administered Under
Case No. BK-S-06-10725-LBR

**ORDER APPROVING ORRICK,
HERRINGTON & SUTCLIFFE LLP'S
FIRST INTERIM FEE
APPLICATION
(JUNE 1, 2006 - JULY 31, 2006)**

Date: September 28, 2006
Time: 9:30 a.m.
Place: Courtroom #1

1 The Court having considered the First Interim Fee Application of Orrick, Herrington &
2 Sutcliffe LLP ("Orrick"), counsel to the Official Committee of Equity Security Holders of USA
3 Capital Diversified Trust Deed Fund, LLC (the "Application") and supporting declaration; having
4 reviewed the pleadings, papers and records on file in this matter; having considered the arguments
5 of counsel at a hearing on September 28, 2006; the compensation requested by the Application in
6 the amount of \$467,794.50, along with expense reimbursement of \$8,173.54, resulting in a total
7 of \$475,968.04 incurred by Orrick, Herrington & Sutcliffe LLP ("Orrick") during the period of
8 June 1, 2006 through July 31, 2006; the Application having been properly served upon all
9 parties-in-interest; all objections to the Application having been considered and either overruled
10 or otherwise resolved; and good cause appearing:

11 IT IS HEREBY ORDERED that the Application is approved.

12 IT IS FURTHER ORDERED that Orrick is hereby awarded total compensation in the
13 amount of \$475,968.04, consisting of \$467,794.50 for fees incurred by Orrick during the period
14 of June 1, 2006 through July 31, 2006, and \$8,173.54 for expenses incurred by Orrick during the
15 same period.

16 IT IS FURTHER ORDERED that the Application, as well as this award, are interim in
17 nature, as provided in the Court's Administrative Order Establishing Procedures for Interim
18 Compensation and Reimbursement of Expenses of Professionals entered August 29, 2006
19 [Docket No. 1202].

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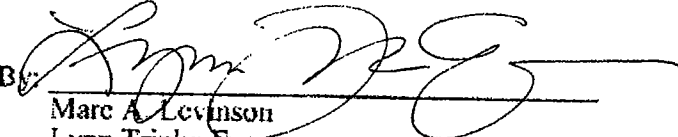
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1 IT IS FURTHER ORDERED that the awarded compensation shall be paid forthwith by
2 USA Capital Diversified Trust Deed Fund, L.L.C.

3
4 PREPARED AND SUBMITTED BY:

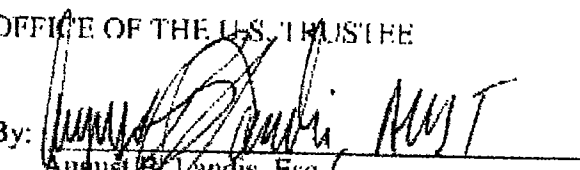
5 ORRICK, HERRINGTON & SUTCLIFFE LLP

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7 By: 
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10
11 Attorneys for the Official Committee of
12 Equity Security Holders of USA Capital
Diversified Trust Deed Fund, LLC

13 APPROVED/DISAPPROVED:

14 OFFICE OF THE U.S. TRUSTEE

15
16 By: 
17 August B. Landis, Esq.
Assistant U.S. Trustee
300 Las Vegas Boulevard South, Suite 4300
18 Las Vegas, NV 89101

RULE 9021 DECLARATION

In accordance with Local Rule 9021, the undersigned certifies:

- ☐ The Court waived the requirements of LR 9021.
- ☒ I have delivered a copy of proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and each has:
- ☒ approved the form of this order; or
- ☒ waived the right to review this order; and/or
- ☐ failed to file and serve papers in accordance with LR 9021(c).
- ☐ No opposition was filed to the motion and no other party or counsel appeared at the hearing.

DATED October __, 2006.

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: /s/ Lynn Trinka Ernce
Marc A. Levinson
Lynn Trinka Ernce

Attorneys for the Official Committee of Equity
Security Holders of USA Capital Diversified Trust
Deed Fund, LLC